

MESSAGE NO: 3332211 MESSAGE DATE: 11/28/2003

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 0229203
MESSAGE #
(s):

CASE #(s): C-475-812

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/1999 TO 12/31/2002

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQ. INSTR. - GRAIN-ORIENTED ELECTRICAL STEEL - ITALY COURT CASE
FINALIZED FOR ACCIAI SPECIALI TERNI S.P.A. ACCIAI SPECIALI TERNI USA, INC. (C-475-
812-001)

MESSAGE NO: 3332211

DATE: 11 28 2003

CATEGORY: CVD

TYPE: LIQ

REFERENCE: 0229203

REFERENCE DATE: 08 16 2000

CASES: C - 475 - 812

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PERIOD COVERED: 01 01 1999 TO 12 31 2002

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQ. INSTR. - GRAIN-ORIENTED ELECTRICAL STEEL - ITALY
COURT CASE FINALIZED FOR ACCIAI SPECIALI TERNI S.P.A.
ACCIAI SPECIALI TERNI USA, INC. (C-475-812-001)

1. THE PRELIMINARY INJUNCTION ON GRAIN-ORIENTED ELECTRICAL
STEEL FROM ITALY PRODUCED BY ACCIAI SPECIALI TERNI S.P.A.
(AST) (C-475-812-001) (NOW KNOWN AS THYSSENKRUPP SPECIALI
TERNI S.P.A.) OR IMPORTED BY ACCIAI SPECIALI TERNI USA, INC.
(AST USA) (C-475-812-001) (NOW KNOWN AS THYSSEN KRUPP AST USA,
INC.) IS NO LONGER IN EFFECT BECAUSE THERE IS NOW A FINAL AND
CONCLUSIVE COURT DECISION IN THIS CASE. IN ADDITION, THE

DEPARTMENT OF COMMERCE DID NOT RECEIVE A REQUEST FOR AN ADMINISTRATIVE REVIEW FOR AST FOR THE REVIEW PERIODS 01/01/1999 - 12/31/1999; 01/01/2000 - 12/31/2000; 01/01/2001- 12/31/2001; AND 01/01/2002- 12/31/2002.

2. IMPORTS COVERED BY THESE REVIEWS ARE SHIPMENTS OF GRAIN-ORIENTED ELECTRICAL STEEL FROM ITALY, WHICH IS A FLAT-ROLLED ALLOY STEEL PRODUCT CONTAINING BY WEIGHT AT LEAST 0.6 PERCENT OF SILICON, NOT MORE THAN 0.08 PERCENT OF CARBON, NOT MORE THAN 1.0 PERCENT OF ALUMINUM, AND NO OTHER ELEMENT IN AN AMOUNT THAT WOULD GIVE THE STEEL THE CHARACTERISTICS OF ANOTHER ALLOY STEEL, OF A THICKNESS OF NO MORE THAN 0.56 MILLIMETERS, IN COILS OF ANY WIDTH, OR IN STRAIGHT LENGTHS WHICH ARE OF A WIDTH MEASURING AT LEAST 10 TIMES THE THICKNESS. THE PRODUCTS COVERED BY THIS REVIEW ARE PROVIDED FOR UNDER THE FOLLOWING ITEM NUMBERS OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS): 7225.10.0030, 7226.10.1030, 7226.10.5015, AND 7226.10.5065.

3. ACCORDINGLY, YOU ARE NOW INSTRUCTED TO ASSESS COUNTERVAILING DUTIES AT THE RATES IN PARAGRAPH 4 BELOW OF THE ENTERED VALUE ON ENTRIES OF THIS MERCHANDISE PRODUCED BY ACCIAI SPECIALI TERNI S.P.A. OR IMPORTED BY ACCIAI SPECIALI TERNI USA, INC. (C-475-812-001) THAT WERE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 1/1/1999 AND ON OR BEFORE 12/31/2002.

4. THE RATES OF ESTIMATED COUNTERVAILING DUTIES WHICH WERE REQUIRED TO BE DEPOSITED ARE:

CASE NUMBER	COMPANY	PERIOD	RATE
C-475-812-001	ACCIAI SPECIALI TERNI S.P.A./	1/1/1999 - 12/31/1999	24.42%
	ACCIAI SPECIALI TERNI USA, INC.		
		1/1/2000 - 12/31/2000	24.42%
		1/1/2001 - 1/11/2001	24.42%
		1/12/2001- 12/31/2001	14.25%
		1/1/2002 - 12/31/2002	14.25%

LIQUIDATION INSTRUCTIONS FOR THE PERIOD 1/1/1999 - 12/31/1999 WERE ISSUED IN MESSAGE #0229203 DATED 8/16/2000. LIQUIDATION INSTRUCTIONS FOR THE PERIOD 1/1/2000 - 12/31/2000 WERE ISSUED IN MESSAGE #1275201 DATED 10/02/2001, WHICH WERE CORRECTED BY MESSAGE #1278206 ON 10/05/2001. LIQUIDATION INSTRUCTIONS IN MESSAGE #1278206 FOR THE PERIOD 1/1/2000 - 12/31/2000

LIQUIDATED ENTRIES FROM ALL EXPORTERS, EXCEPT FOR AST AND AST USA. LIQUIDATION INSTRUCTIONS FOR THE PERIOD 1/1/2001-12/31/2001 AND FOR THE PERIOD 1/1/2002 - 12/31/2002 WERE ISSUED IN MESSAGE #3309202 DATED 11/5/2003 FOR ALL EXPORTERS,

EXCEPT FOR AST AND AST USA.

5. THE SUSPENSION OF LIQUIDATION ORDERED FOR THE MERCHANDISE LISTED ABOVE EXPORTED ON OR AFTER 1/1/1999 AND ON OR BEFORE 12/31/2002 IS LIFTED. THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF THE MERCHANDISE LISTED ABOVE EXPORTED AFTER 12/31/2002 WILL CONTINUE.

6. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE U. S. CUSTOMS AND BORDER PROTECTION (CBP) ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE ENTRY DATE OR DATE OF DEPOSIT WHICHEVER IS LATER, OR ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE

CONTACT DAVINA HASHMI AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT
ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S.
DEPARTMENT OF COMMERCE, AT (202) 482-0984 (GENERATED BY G206:SM))

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party